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Defendants  
FRESENIUS MEDICAL CARE HOLDINGS,  
INC. AND FRESENIUS USA, INC.

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Attorneys for Defendants/Counter-Plaintiffs  
BAXTER INTERNATIONAL INC.  
and BAXTER HEALTHCARE  
CORPORATION

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
(OAKLAND DIVISION)

FRESENIUS MEDICAL CARE HOLDINGS,  
INC. and FRESENIUS USA, INC.,

Plaintiffs and Counter-Defendants,

v.

BAXTER INTERNATIONAL, INC. and  
BAXTER HEALTHCARE CORPORATION,

Defendants and Counterclaimants.

Case No. C 03-01431 PJH

**STIPULATION & [PROPOSED] ORDER  
RE DATE FOR SUBMISSION OF  
FINDINGS OF FACT AND  
CONCLUSIONS OF LAW**

On December 2, 2011, the Court conducted an evidentiary hearing relating to Baxter's Renewed Motion for Decision on Limited Remand Issues (D1100). Pursuant to the Court's direction at the hearing, the parties hereby stipulate and respectfully propose that the date for submission of their respective Findings of Fact and Conclusions of Law be set for January 26, 2012.

Respectfully submitted,

Dated: December 12, 2011

Dated: December 12, 2011

By: /s/ Michael E. Florey  
Michael E. Florey

By: /s/ Sanjay K. Murthy  
Sanjay K. Murthy

Attorneys for Plaintiffs/Counterclaim  
Defendants  
FRESENIUS MEDICAL CARE  
HOLDINGS, INC. AND FRESENIUS  
USA, INC.

Attorneys for Defendants/Counter-  
Plaintiffs  
BAXTER INTERNATIONAL INC.  
and BAXTER HEALTHCARE  
CORPORATION

IT IS SO ORDERED.

DATED: 12/13/11



1 Pursuant to General Order No. 45, Section X(B) regarding signatures, I attest under  
2 penalty of perjury that concurrence in the filing of this document has been obtained from Mr.  
3 Sanjay K. Murthy, counsel for Defendants.

4  
5 Dated: December 12, 2011

FISH & RICHARDSON P.C.

6  
7 By: /s/ Michael E. Florey  
8 Michael E. Florey

9 Attorneys for Plaintiffs/Counterclaim  
10 Defendants  
11 FRESENIUS MEDICAL CARE HOLDINGS,  
12 INC. AND FRESENIUS USA, INC.  
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